

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

DARRYL NEWKIRK

v.

SUPERINTENDENT RAYMOND
LAWLER, ET AL.

:
:
:
:
:
:
:

CIVIL ACTION

NO. 09-0763

ORDER

AND NOW, this 9th day of March, 2017, upon consideration of Petitioner's *pro se* Petition for Writ of Habeas Corpus (ECF No. 1), and all documents submitted in support thereof and in opposition thereto, it is **ORDERED** that:

1. The Report and Recommendation is **APPROVED** and **ADOPTED**;
2. The Petition for Writ of Habeas Corpus is **DENIED** without an evidentiary hearing;
and
3. A certificate of appealability is **DENIED**.

IT IS SO ORDERED.

BY THE COURT:



R. BARCLAY SURRICK, J.